

**Practitioner's Docket No.:** 799\_001 CIP

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**


In re the application of:        Martin DIAMOND

Filed: Concurrently Herewith

For:    CROSS-TIE FOR RAILROAD RAIL ASSEMBLY AND METHOD OF  
         MANUFACTURING THE SAME

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 24, 2003 under "EXPRESS MAIL" mailing label number EL 989118484 US.

  
Gina M. Husak

**INFORMATION DISCLOSURE STATEMENT**

Sir:

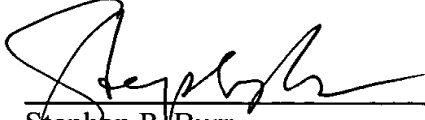
Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. In accordance with the Notice dated July 11, 2003 on the PTO website, we are not enclosing copies of any of the U.S. references listed on Form PTO-1449.

Also enclosed is a copy of an International Search Report, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. See 37 C.F.R. 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution

of this application, and that these references be made of record therein and appear among the  
"References Cited" on any patent to issue therefrom.

Respectfully submitted,

  
\_\_\_\_\_  
Stephen P. Burr  
Reg. No. 32,970

October 24, 2003

Date

SPB/gmh

BURR & BROWN  
P.O. Box 7068  
Syracuse, NY 13261-7068

Customer No.: 025191  
Telephone:(315) 233-8300  
Facsimile:(315) 233-8320

Form PTO-1449  US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	
				Filing Date	
				First Named Inventor	
				Art Unit	
				Examiner Name	
Confirmation No.					
Sheet	1	of	1	Attorney Docket No.	799_001 CIP

### U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date
	<b>AA</b>	6,372,069	04/16/2002	Walls				
	<b>AB</b>	6,306,484	10/23/2001	Bove et al.				
	<b>AC</b>	5,746,545	05/5/1998	Parker, Jr.				
	<b>AD</b>	6,048,129	04/11/2000	Rue				
	<b>AE</b>	6,368,690	04/9/2002	Bove				
	<b>AF</b>	6,316,069	11/13/2001	Bove et al.				
	<b>AG</b>	5,996,901	12/7/1999	Young				
	<b>AH</b>	4,286,753	09/1/1981	Lee				

### U.S. COPENDING APPLICATIONS

Exam. Initial		Application/ Publication Number	Filing/ Publication Date	Inventor Name	Our Docket No.	Class	Sub Class

### FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages etc.)

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Examiner:		Date Considered:	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.